

## Declaration for Utility Patent Application

As a below-named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name and that I believe that I am the original, first, and sole inventor or an original, first and joint inventor on the subject matter which is claimed and for which a patent is sought on the invention, the specification of which is attached hereto and which has the following title:

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration. I acknowledge a duty to disclose information which is material to the examination of this application in accordance with Title 37, code of Federal Regulations, Sections 1.56(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the likes o made are punishable by fine or imprisonment, or both, under Title 18, United States Code, Section 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby claim the benefit under Title 35, United States Code, Paragraph 120 of the prior, copending United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the manner provided by the first paragraph of Title 35, United states Code, paragraph 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, paragraph 1.56(a), which occurred between the filing date of this application and the national or PCT international filing date of the application: Serial Number 10/613,387, Filed July 03, 2003 as a Divisional Patent Application before issue of the Parent, Serial Number 09/697,463.

Please send correspondence and make telephone calls to the First inventor below.

Signature, Sole/First Inventor:

Print Name: Joseph J. Spranza

Date: October 29, 2003

Legal residence: 12493 Old Rough and Ready Hwy.

Grass Valley, CA 95945

Citizen of: USA

Post Office Address: 12493 Old Rough and Ready Hwy., Grass Valley, CA 95945

Telephone: 530/273-6763

Signature: Joint/Second Inventor:

Print Name: Robert S. Namba

Date: October 23, 2003

Legal Residence: 321 Milford Dr.

Corona del Mar, CA 92625

Citizen of: USA

PostOfficeAddress

Telephone: 949/760-8676

In the United States Patent and Trademark Office

First/Sole Applicant Joseph J. Spranza  
Joint/Second Applicant Robert R. Nambor  
Title Safe Trachea with Guide for Placement of Surgical Drains

Small Entity Declaration—Independent Inventor(s)

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35 United States Code, to the Patent and Trademark Office with regard to my above-identified invention described in the specification filed herewith. I have not assigned, granted, conveyed, or licensed—and am under no obligation under any contract or law to assign, grant, convey, or license—any rights in the invention to either (a) any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or (b) any concern which would not qualify as either (i) a small business concern under 37 CFR 1.9(d) or (ii) a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed or licensed—or am under an obligation under contract or law to assign, grant, convey or license—any rights in the invention is listed below.

- ☐ There is no such person, concern, or organization.  
☐ Any applicable person, concern, or organization is listed below.

Full Name Special Devices Inc  
Address 12493 Old Rough & Ready Rd  
Irwin Valley, CA 95945

I acknowledge a duty to file, in the above application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Joseph J. Spranza  
Signature of Sole/First Inventor  
Joseph J. Spranza  
Print Name of Sole/First Inventor  
October 22, 2003  
Date of Signature

Robert R. Nambor MB  
Signature of Joint/Second Inventor  
Robert Nambor MB  
Print Name of Joint/Second Inventor  
10-23-03  
Date of Signature

\*Note: A separate Small Entity Statement is required from any listed entity.